

REMARKS

Initially, in the Office Action dated April 23, 2003, the Examiner rejects claims 1-18 and 20-22 under 35 U.S.C. §102(e) as being anticipated by U.S. Patent No. 6,600,930 (Sakurai et al.). Claim 19 has been rejected under 35 U.S.C. §103(a) as being unpatentable over Sakurai et al. in view of U.S. Patent Publication No. 2004/0067751 A1 (Vandermeijden et al.).

By the present response, Applicants have amended claims 1 and 22 to further clarify the invention. Claims 1-22 remain pending in the present application.

35 U.S.C. §102 Rejections

Claims 1-18 and 20-22 have been rejected under 35 U.S.C. §102(e) as being anticipated by Sakurai et al. Applicants respectfully traverse these rejections.

Sakurai et al. discloses a server and a plurality of portable radio communication terminals being connected via a network by a wireless connection. Send information and receive information are communicated between the terminal and the server according to a predetermined protocol and a predetermined communication data format respectively suitable for the network and independent of an established communication system. When a user of the terminal performs an operation for calling specifying a party according to the established communication system, the server receives send information including a request for calling and executes processing for information communication suitable for the established communication system. Data addressed to each terminal is received and stored by

the server. Each terminal acquires desired receive by requesting the server for the data.

Regarding claims 1 and 22, Applicants submit that Sakurai et al. does not disclose or suggest the limitations in the combination of each of these claims of, inter alia, a mobile telecommunications device being configured to be provided with data by a user prior to establishing a connection with a server, or the device being configured to access the server using the data for identifying the server and information for identifying the device and after a connection has been established, to transmit the further information to the server. The Examiner asserts that Sakurai et al. discloses a device being configured to be provided with data by the user prior to establishing a connection with a server in Figs. 6 and 7 and col. 22, line 59 - col. 23, line 7. However, as the Examiner put in the Office Action, these portions of Sakurai et al. merely disclose depressing of an online connecting key K2 while the www browser function is selected causing terminal 1 to send a request to connect to the common server 2 using the identification information of the terminal 1 and address data for connecting to the common server 2. This is not a device being configured to be provided with data by a user prior to establishing connection with a server where the data includes information identifying the server and further information to be used by the server, as recited in the claims of the present application. Sakurai et al. discloses the address information and identification information being written to the member terminal by a buyer (see col. 13, line 62 - col. 14, line 10), and the address information being the address of the common

server and the identification information being for identifying the member terminal (see col. 12, line 62 - col. 14, line 2). The identification information and address data are used to connect a member terminal to the common server, but these portions of Sakurai et al. do not disclose or suggest further information to be used by the server, as recited in the claims of the present application.

Moreover, the Examiner asserts that Sakurai et al. discloses the device being configured to transmit further information to a server subsequent to establishing a connection by Fig. 8 and col. 23, lines 16-28. However, as the Examiner has included in the Office Action, these portions of Sakurai et al. merely disclose the common server receiving the request for connection from the member terminal, recognizing the member terminal, and sending a list of information that can be provided to the terminal to a homepage of the terminal. The user then selects desired information in the list. In contrast, the claims of the present application relate to the device being configured to access the server using data for identifying the server and information for identifying the device, and after a connection has been established, to transmit the further information to the server. Therefore, according to the limitations in the claims of the present application, the device is configured to be provided with data including the further information to be used by the server, prior to establishing a connection with the server. Further, according to the claims of the present application, the further information is transferred from the device to the server. In contrast, Sakurai et al. discloses the server sending a list of information to the member terminal. Further, even though after receipt of this information a user

operates to select desired information on the list, this selection occurs after connection with the common server.

Regarding claims 2-18, 20 and 21, Applicants submit that these claims are dependent on independent claim 1 and, therefore, are patentable at least for the same reasons noted regarding this independent claim. For example, Applicants submit that Sakurai et al. does not disclose or suggest where search engine software is associated with the server or where the further information includes a search string for search engine software.

Accordingly, Applicants submit that Sakurai et al. does not disclose or suggest the limitations in the combination of each of claims 1-18 and 20-22 of the present application. Applicants respectfully request that these rejections be withdrawn and that these claims be allowed.

35 U.S.C §103 Rejections

Claim 19 has been rejected under 35 U.S.C. §103(a) as being unpatentable over Sakurai et al. in view of Vandermeijden et al. Applicants respectfully traverse this rejection.

Vandermeijden et al. discloses a mobile telephone that includes a telephony unit to process wireless telephony signals and a browser to enable the user to navigate hypermedia information via a wireless network. The telephony unit receives a signal indicating an incoming telephone call with caller ID information. The telephony unit provides the caller ID information to the browser which uses the

caller ID information to identify an action or data previously associated with the caller ID information.

Applicants submit that claim 19 is dependent on independent claim 1 and, therefore, is patentable at least for the same reasons noted regarding this independent claim. Applicants submit that Vandermeijden et al. does not overcome the substantial defects noted previously regarding Sakurai et al. For example, Applicants submit that none of the cited references disclose or suggest where the device is WAP-enabled.

Accordingly, Applicants submit that none of the cited references, taken alone or in any proper combination, disclose, suggest or render obvious the limitations in the combination of claim 19 of the present application. Applicants respectfully request that this rejection be withdrawn and that this claim be allowed.

In view of the foregoing amendments and remarks, Applicants submit that claims 1-22 are now in condition for allowance. Accordingly, early allowance of such claims is respectfully requested.

To the extent necessary, Applicants petition for an extension of time under 37 CFR 1.136. Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, or credit any overpayment of fees, to the deposit account of Antonelli, Terry, Stout & Kraus, LLP, Deposit Account No.

01-2135 (referencing attorney docket no. 1076.40758X00).

Respectfully submitted,

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